

No. 13786

Supreme Court of Illinois

Jenks et al

vs.

Durand

71641  7

United States of America
State of Illinois
Kane County
City of Aurora

} ss.

Pleas before
The Honorable Benjamin
F. Parks The Judge of
The Court of Common Pleas of the City
of Aurora. at a regular Term of said
Court begun and held at the Court
Room in the City of Aurora in said
County and State on Monday the
thirteenth day of June A D (1839) one
Thousand Eight hundred and
fifty nine;

Present The Honorable Benjamin F. Parks
Judge of said Court
" Ethan J. Allen Sheriff of Kane County
" Charles P. Kelly State's attorney pro tem
Attest James S. Parr Clerk
The Court opened by proclamation

Be it remembered that heretofore
Court; on the 2^d day of July A D 1839
they came being one of the days of the
June Term A D 1839 of said the

Courts of Common Pleas of the City
of Aurora. The following among
other proceedings were had and
entered of Record in said Court said:

Albert Senke, Edward A
Bradley & Levi Senke

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vs
Manson & Durand

} Appeal

} This cause
having been heard upon the Defend-
-ants motion for a new trial herein,
and the Court now being fully advised
overrules said motion. Therefore
it is considered by the Court that
said Plaintiffs have and recover of
the Defendant their damages of
Dixty two Dollars ^{and} twenty two
cents in form as by the Jury empan-
-nelled in this cause assessed ^{and} also
their costs and charges by them about this
suit expended and have execution
therefor. To which decisions of the
Court the Defendant at the time excepted
and prayed an appeal in this cause
to the Supreme Court of the State of
Illinois. It is ordered that the appeal
be allowed upon Defendant entering

into Bonds in the sum of Two Hundred
Dollars with Ira A W Buck as surety
Bond to be filed in twenty days and
Bills of exceptions in thirty days.

And afterwards I writ on the 16th day
of July A D 1839. there was filed in
the Office of the Clerk of said Court
a certain Appeal Bond. which is in
the words & figures following I writ:

I know all men by these presents, that
we Alanson C. Durand and I A
W Buck, of Aurora Illinois, and
help & firmly bound unto Albert
Dinks, Levi Dinks^{sr} & Edward
W Bradley in the penal sum of
Two Hundred Dollars lawful money
of the United States, for the payment
of which, well and truly to be made
we bind ourselves our heirs and
administrators, jointly, severally
and firmly by these presents.

Witness our hands & seals
this day of July
A D 1839.

Dinks

condition, of the above obligation is such that whereas the said Albert Entes Levi Entes & Edward A Bradley did, at the June Term, of the Court of Common Pleas, for the City of Aurora, in the Year A D 1839, recover a judgment against the above bounden Manson E. Durand for the sum of Fifty Two dollars & $\frac{22}{100}$ judgment and twenty one dollars & twenty seven cents costs. from which judgment the said Manson E. Durand has prayed and taken an appeal to the Supreme Court of the State of Illinois.

Now Therefore if the said Manson E. Durand shall prosecute his appeal with effect and shall well and truly pay whatever judgment, cost, interest and damages may accrue, in case the said judgment below shall be affirmed, then the above obligation is to be void. but if the judgment below shall be reversed then this obligation is to remain in full force and effect

Approved by the Court

and filed in my office this day A. C. Durand
of July A D 1839 Jas A W Buck

State of Illinois
Kane County }
City of Aurora } ss.

I James S. Parr
Clerk of The Court of
Common Pleas of the City of Aurora
in said City and County do hereby
certify that the above and foregoing
Transcript contains a true and
correct copy of the final order and
Judgment of the Court entered of
Record and of an appeal bond filed
in a cause lately pending in the
Court of Common Pleas of the City
of Aurora wherein Albert Jenks
Edward A. Bradley & Levi Jenks
were Plaintiffs and Manson E. Durand
defendant as appears to us ⁱⁿ records
& files in ^{the} office.

Witness my name & seal of said
Court at the City of Aurora
aforesaid this 16th day of April
A. D. 1880
James S. Parr
Clerk



Leon. Russ. Aurora

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Albert Linker Co

NY 333

Mansur & Durand

13786

Filed April 21. 1860
L. Kelan
Ch.

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\$62.22 Dysc

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original 35
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